

EXHIBIT 16

Vladeck, Ph.D., Bruce C.
New York, NY

May 4, 2007

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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

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IN RE: PHARMACEUTICAL INDUSTRY : CIVIL ACTION:
AVERAGE WHOLESALE PRICE LITIGATION : 01-CV-12257-PBS

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THIS DOCUMENT RELATES TO: :
U.S. ex rel. Ven-A-Care of the : CIVIL ACTION:
Florida Keys, Inc. v. Abbott : 06-CV-11337-PBS
Laboratories, Inc. :
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IN THE CIRCUIT COURT OF
MONTGOMERY COUNTY, ALABAMA

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STATE OF ALABAMA, : CASE NO.
Plaintiff, : CV-05-219
v. :
ABBOTT LABORATORIES, INC., : JUDGE
et al., : CHARLES PRICE
Defendants. :
-----X

Henderson Legal Services
202-220-4158

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<p>1 A. Much of the staff of the Medicaid 2 bureau, the senior staff of the Medicaid bureau. 3 Certainly the director of the bureau, the deputy 4 director of the bureau and then other staff, 5 depending on what the agenda items were. 6 In addition, representatives of our 7 legislative staff would be there, 8 intergovernmental staff from the department would 9 be there. I think that was the major. And then, 10 again, depending on the agenda items, people with 11 particular expertise or agendas or things of that 12 sort. 13 Q. Was there any record kept of the issues 14 that were discussed at these meetings, do you 15 know? 16 A. I know there were formal agendas. I 17 don't recall whether or not there were minutes. 18 Q. Do you recall whether any of these 19 meetings addressed drug pricing and drug 20 reimbursement? 21 A. I don't recall a discussion of drug 22 pricing or drug reimbursement. I'm sure a guess</p>	<p>1 process they were using to enroll Medicaid 2 beneficiaries in a mandatory managed care 3 program, and I went to the office in which they 4 were administering that. 5 I know that I met with California 6 Medicaid officials in Los Angeles relative to an 7 implementation of California Medicaid waivers. I 8 suspect again there were other instances that I'm 9 not remembering as quickly offhand. 10 Q. Do you recall specifically whether any 11 of these meetings with Medicaid related 12 explicitly to drug reimbursement? 13 A. No, I don't recall. Again, perhaps I 14 should have said this earlier, in some more 15 general way I don't recall ever having devoted a 16 lot of time to the drug reimbursement issues, and 17 I certainly don't remember any sort of an out of 18 Washington/Baltimore experience having to do with 19 Medicaid drug payment issues. 20 Q. Earlier we were talking about the whole 21 process of these OIG reports being issued and 22 responded to. You mentioned that there would be</p>
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<p>1 would be that they must have at some point 2 because the agendas were relatively extensive, 3 but I have no firsthand knowledge one way or the 4 other. 5 Q. Who would be most likely to know at 6 HCFA of whether that was discussed at these 7 meetings? 8 A. Well, again, somewhere in the office of 9 what is now the several-times renamed part of the 10 agency that all receives Medicaid, there should 11 be a file with the history of the agendas of 12 those meetings. 13 Q. You mentioned this morning that you 14 liked to get out in the field and get out of 15 Washington and meet with folks. Do you recall 16 ever meeting with individuals within individual 17 state Medicaid agencies? 18 A. I don't believe I ever went on-site to 19 the agencies, but I know that on several 20 occasions when there were specific issues 21 involved I did, I remember, in Cincinnati or 22 Columbus, Ohio, the state was very proud of the</p>	<p>1 an initial sit-down meeting before the process 2 began. Did you ever participate in those 3 entrance conferences with OIG? 4 A. If I may, I think you're confounding 5 two things. 6 Q. Please. 7 A. What I thought I was referring to 8 earlier was the fact that on a quarterly basis we 9 met with the Attorney General and discussed the 10 list plan, which would be the list of projects 11 that they would undertake relative to our issues 12 in the coming quarter. And then for each 13 particular project there would generally be an 14 entrance conference. Having said that, I don't 15 think I ever participated in meetings in either 16 category. 17 Q. Okay. Who would be responsible for the 18 quarterly work planning meetings with OIG? 19 A. Again, once we established the Office 20 of Program Integrity, in 1994 I believe it was, 21 the director of Office of Program Integrity had 22 among her responsibilities the assignment of the</p>

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